

**BEFORE THE BOARD OF OIL, GAS AND MINING  
DEPARTMENT OF NATURAL RESOURCES  
STATE OF UTAH**

IN THE MATTER OF THE REQUEST FOR AGENCY ACTION OF FIDELITY EXPLORATION & PRODUCTION COMPANY FOR AN ORDER AUTHORIZING THE FLARING OF GAS IN EXCESS OF THE AMOUNTS ALLOWED UNDER UTAH ADMIN. CODE RULE R649-3-20(1.1) FROM THE CANE CREEK UNIT 32-1-25-19 WELL LOCATED IN SECTION 32, TOWNSHIP 25 SOUTH, RANGE 19 EAST, SLM, GRAND COUNTY, UTAH

**NOTICE OF HEARING**

Docket No. 2015-011  
Cause No. 196-45

THE STATE OF UTAH TO ALL PERSONS INTERESTED IN THE FOLLOWING MATTER.

Notice is hereby given that the Board of Oil, Gas and Mining ("Board"), State of Utah, will conduct a hearing on WEDNESDAY, MARCH 25, 2015, at 10:00 AM, or as soon thereafter as possible, in the auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah.

The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code R641 et seq., and as provided for in Utah Code Ann. § 40-6-1 et seq., and Utah Code Ann. § 63G-4-101 through 601.

The purpose of the hearing will be for the Board to receive testimony and evidence regarding a Request for Agency Action that the Board enter an Order:

1. Authorizing Fidelity or its successor(s) as Operator of the Cane Creek Unit 32-1-25-19 Well (the "Well"), located within Section 32, Township 25 South, Range 19 East, SLM, Grand County, Utah, to flare gas produced from said Well in an amount not to exceed 100 MCFPD commencing on April 1, 2015 and until such time as additional drilling and production from nearby wells and economics justify construction of a gathering line to collect the gas and transport it to Fidelity's Dead Horse Lateral Pipeline and Processing Plant; and

2. Providing for such other and further relief as may be just and equitable under the circumstances.

Objections to the Request for Agency Action must be filed with the Secretary of the Board at the address listed below no later than the 10th day of March, 2015. A party must file a timely written objection or other response in order to participate as a party at the Board hearing. Failure to participate can result in a default judgment.

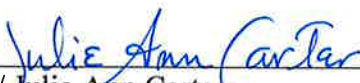
Natural persons may appear and represent themselves before the Board. All other representation of parties before the Board will be by attorneys licensed to practice law in the State of Utah, or attorneys licensed to practice law in another jurisdiction which meet the rules of the Utah State Bar for practicing law before the Utah Courts.

Persons interested in this matter may participate pursuant to the procedural rules of the Board. The Request for Agency Action, and any subsequent pleadings, may be inspected at the office of the undersigned, and inspected online at the Utah Board of Oil, Gas and Mining's website at <http://ogm.utah.gov/amr/boardtemp/redesign/books.html>.

Pursuant to the Americans with Disabilities Act, persons requiring auxiliary communicative aids and services to enable them to participate in this hearing should call Julie Ann Carter at (801) 538-5277, at least three working days prior to the hearing date.

DATED this 26th day of February, 2015.

STATE OF UTAH  
BOARD OF OIL, GAS AND MINING  
Ruland J. Gill, Jr., Chairman

  
\_\_\_\_\_  
/s/ Julie Ann Carter  
Board Secretary  
1594 West North Temple, Suite 1210  
Salt Lake City, Utah 84116  
(801) 538-5277

**CERTIFICATE OF PUBLISHED NOTICE**

I hereby certify that I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2015-011 Cause No. 196-45 to be PUBLISHED in the following newspapers on the following days:

March 1, 2015:

The Salt Lake Tribune and Deseret Morning News, newspapers of general circulation in Salt Lake City and County.

March 5, 2015:

Times-Independent, a newspaper of general circulation in Emery and Grand Counties.

A handwritten signature in blue ink, reading "Julie Ann Carter", is written over a horizontal line.

### **CERTIFICATE OF SERVICE**

I hereby certify that on this 27th day of February, 2015, I caused a true and correct copy of the foregoing NOTICE OF HEARING for Docket No. 2015-011, Cause No. 196-45, to be mailed by Email or via First Class Mail with postage prepaid, to the following:

MacDonald & Miller Mineral  
Legal Services, PLLC  
Frederick M. MacDonald, Esq.  
7090 S. Union Park Ave., Ste. 400  
Midvale, Utah 84047

Fidelity Exploration & Production Company  
Attention: Wes Adams, Landman  
1801 California St., Suite 2500  
Denver, CO 80202

Steven F. Alder, Esq.  
Assistant Attorney General  
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Salt Lake City, Utah 84116  
[Via Email]

Michael S. Johnson  
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1594 West North Temple #300  
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ExxonMobil Corporation  
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FREI LLC-II  
Attn: Land Department  
324 Garden Street  
Golden, CO 80403

Front Range Energy Investors LLC  
Attn: Land Department  
324 Garden Street  
Golden, CO 80403

State of Utah School and Institutional Trust  
Lands Administration  
Attn: Ms. Lavonne Garrison  
675 East 500 South, Suite 500  
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Bureau of Land Mgmt. - Utah State Office  
Attn: Roger L. Bankert  
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Salt Lake City, UT 84101

Bureau of Land Management  
Moab Field Office  
Attn: Eric Jones  
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